

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
COLUMBIA DIVISION**

MICHAEL D. O'GUIN,

Petitioner,

v.

KEVIN MYERS, Warden,

Respondent.

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NO. 1:05-0025
JUDGE HAYNES

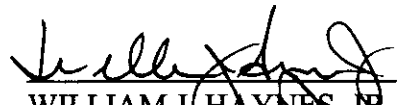
ORDER

In accordance with the Memorandum filed herewith, the Respondent's motion to dismiss is **GRANTED**. The action is **DISMISSED** with prejudice. The Court declines to issue a Certificate of Appealability under 28 U.S.C. § 2253(c)(1).

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 9th day of February, 2006.


WILLIAM J. HAYNES, JR.
United States District Judge